HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION
Dated Nainital the 9th May, 2006
Bail Application No. 379 of 2006
Order on the Bail application of the accused.

CRIMINAL SIDE

Papindar Singh
S/o Shri Amrik Singh
R/o Bhukkanpur
Police Station – Pauri
District – Haridwar (U.A ……Applicant

Versus

State of Uttaranchal …….Opposite Party

In Case Crime No. 13 of 2006
U/s 379, 411 I.P.C.
Police Station –Pathri
District –Haridwar

Hon'ble J.C.S. Rawat,J.

Heard Sri S.C. Tyagi-learned counsel for the applicant, learned AGA for the State and perused the record.

It was contended on behalf of the applicant that the accused– applicant was arrested prior to the recovery of the motorcycle, but the arrest memo reveals that the accused- applicant was arrested u/s 411 C.P.C. for the recovery of the motorcycle. It was further contended on behalf of the accused-applicant that the informer had already seen the motorcycle and thereafter the discovery is immaterial.

Considering the facts and circumstance of the case in totality, it is a fit case for bail at this stage.

Let the accused-applicant, Papindar Singh be released on bail on executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(J.C.S.Rawat,J.)

Dated 09.05.2006
LSR